

**Entered on Docket** November 06, 2006

Hon. Linda B. Riegle **United States Bankruptcy Judge** 

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Attorneys for Debtors and Debtors-in-Possession

## UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

17 USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

19 USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

Chapter 11

Case No. BK-S-06-10725 LBR

Case No. BK-S-06-10726 LBR Case No. BK-S-06-10727 LBR

Case No. BK-S-06-10728 LBR

Case No. BK-S-06-10729 LBR

Jointly Administered Under

Case No. BK-S-06-10725 LBR

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USA CAPITAL DIVERSIFIED TRUST DEED FUND,

LLC, In re:

In re:

In re:

Debtor.

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USA CAPITAL FIRST TRUST DEED FUND, LLC, 23

Debtor.

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USA SECURITIES, LLC,

Debtor.

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Affects: ■ All Debtors

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☐ USA Commercial Mortgage Company

☐ USA Capital Realty Advisors, LLC

☐ USA Capital Diversified Trust Deed Fund, LLC ☐ USA Capital First Trust Deed Fund, LLC

☐ USA Securities, LLC

ORDER GRANTING MOTION TO **INCREASE THE DEBTORS' 180-DAY EXCLUSIVE PERIOD TO CONFIRM** PLANS OF REORGANIZATION TO **DECEMBER 31, 2006** (AFFECTS ALL DEBTORS)

Date: October 19, 2006

Time: 9:30 a.m.

The Debtors' Motion to Increase Debtors' 180-Day Exclusive Period to Confirm Plans of
Reorganization To December 31, 2006 (the "Motion") filed by USA Commercial Mortgage
Company, USA Securities, LLC, USA Capital Realty Advisors, LLC, USA Capital Diversified
Trust Deed Fund, LLC, and USA Capital First Trust Deed Fund, LLC (collectively, the
"Debtors") having come before the Court; the Debtors being represented by Annette W. Jarvis,
Esq. of Ray Quinney & Nebeker, P.C. and other appearances having been made upon the record,
the Court having reviewed the pleadings and the argument of counsel, the Court finding that the
Debtors did file a plan of reorganization and disclosure statement on September 15, 2006, and
there being no opposition, it is hereby

ORDERED that this Motion be granted and the Debtors' exclusivity period for obtaining acceptance of a plan from each class of claims or interests that is impaired under the plan is hereby extended to December 31, 2006, on condition that the Debtors obtain approval of their disclosure statement by November 30, 2006 and, provided that nothing herein shall prejudice the rights of any party in interest from filing a motion to terminate any remaining exclusivity period.

Submitted and approved by:

## /s/ Lenard E. Schwartzer

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24 Approved by:

## LEWIS AND ROCA, LLP 25

26 By: /s/ Rob Charles

SUSAN M. FREEMAN, ESQ. 27 ROB CHARLES, ESQ.

> Counsel for the Official Committee of Unsecured Creditors of USA Commercial Mortgage Company

GREGORY E. GARMAN, ESQ.

GORDON & SILVER, LTD.

GERALD M. GORDON, ESQ.

By: /s/ Gregory Garman

Approved by:

Counsel for the Official Committee of Holders of Executory Contract Rights of USA Commercial Mortgage Company

P:\USA Commercial Mortgage\Pleadings\Extending Exclusive Period\Increase 180 Day Exclusiver Period\Order granting Motion to Increase Exclusivity\_revised 103106.DOC

1	ORDER GRANTING MOTION TO INCREASE THE DEBTORS' 180-DAY EXCLUSIVE		
2	PERIOD TO CONFIRM PLANS OF REORGANIZATION TO DECEMBER 31, 2006 (AFFECTS ALL DEBTORS)		
3			
4	Approved by: BECKLEY SINGLETON, CHTD. and	Approved by: STUTMAN TREISTER & GLATT, P.C. and	
5	ORRICK, HERRINGTON & SUTCLIFFE LLP		
6			
7	By: <u>/s/ Anne M. Loraditch</u> MARC A. LEVINSON, ESQ.	By: <u>/s/ Christine Pajak</u> FRANK MEROLA, ESQ.	
8	LYNN TRINKA-ERNCE, ESQ.	EVE KARASIK, ESQ.	
9	ANNE M. LORADITCH, ESQ.  Counsel for the Official Committee of Equity Security	CHRISTINE PAJAK, ESQ.	
10	Holders of USA Capital Diversified Trust Deed Fund, LLC	CANDACE C. CARLYON, ESQ.  Counsel for the Official Committee of Equity Security  Holders of USA Capital First Trust Deed Fund, LLC	
11	Approved by:		
12	OFFICE OF THE UNITED STATES TRUSTEE		
13			
14	By: <u>/s/ August Landis</u> AUGUST LANDIS, ESQ.		
15			
16	###		
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